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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/073,050	02/12/2002	Simon Charles Gilligan	82377	2434
20529	7590	09/03/2003		
NATH & ASSOCIATES 1030 15th STREET 6TH FLOOR WASHINGTON, DC 20005			EXAMINER [REDACTED]	NGUYEN, KHIEM M
			ART UNIT [REDACTED]	PAPER NUMBER 2839

DATE MAILED: 09/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

Application No.	10/073050	
Examiner	SIMON K. NGUYEN	
	Group Art Unit	2839

*—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—*

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE — 3 — MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

Responsive to communication(s) filed on 5/27/03  
 This action is FINAL.

Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

### Disposition of Claims

<input checked="" type="checkbox"/> Claim(s) _____	<u>1 - 10, 12</u>	is/are pending in the application.
Of the above claim(s) _____		is/are withdrawn from consideration.
<input type="checkbox"/> Claim(s) _____		is/are allowed.
<input checked="" type="checkbox"/> Claim(s) <u>1 - 10, 12</u>		is/are rejected.
<input type="checkbox"/> Claim(s) _____		is/are objected to.
<input type="checkbox"/> Claim(s) _____		are subject to restriction or election requirement

### Application Papers

- The proposed drawing correction, filed on \_\_\_\_\_ is  approved  disapproved.
- The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner
- The specification is objected to by the Examiner.
- The oath or declaration is objected to by the Examiner.

### Priority under 35 U.S.C. § 119 (a)-(d)

- Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119 (a)-(d).
- All  Some\*  None of the:
  - Certified copies of the priority documents have been received.
  - Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - Copies of the certified copies of the priority documents have been received  
in this national stage application from the International Bureau (PCT Rule 17.2(a))

\*Certified copies not received: \_\_\_\_\_

### Attachment(s)

<input type="checkbox"/> Information Disclosure Statement(s), PTO-1449, Paper No(s). _____	<input type="checkbox"/> Interview Summary, PTO-413
<input type="checkbox"/> Notice of Reference(s) Cited, PTO-892	<input type="checkbox"/> Notice of Informal Patent Application, PTO-152
<input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review, PTO-948	<input type="checkbox"/> Other _____

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## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 103***

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1-10,12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Moulin in view of Gunay et al. (6,179,658) and Murayama (6,325,670).

Moulin discloses the claimed optical fibre connector comprising a housing and an internal core member 17 defining a channel means for receiving an optical fibre sealed by spreadable adhesive 21. It is noted that Moulin lacks resilient members engaging with the fibers for retaining of the optical fibre. Murayama discloses connector provided with plunger means 73 and resilient means in the form of tabs for retaining terminals 65. Therefore, it would have been obvious to provide plunger means in combination with resilient means for Moulin optical fibre connector for sealing and retaining of his optical fiber in view of the teachings of Murayama. The use of curable gel adhesive is old and well known in the art for sealing of optical fiber

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connector and the use of plunger means in combination resilient fiber retaining means would provide retention of the fibers while spreading the adhesive at the same time.

***Response to Arguments***

3. Applicant's arguments filed with the amendments have been fully considered but they are not persuasive. Applicant remarks that the adhesive of the prior art is not curable. However, since Moulin discloses that his adhesive 21 is flowable when the temperature is raised to a predetermined level, it obvious that when the temperature is lowered to room temperature it no longer flowable and therefore can be considered as curable.

***Conclusion***

4. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however,

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will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Khiem Nguyen whose telephone number is (703) 308-1738 .

  
KHIEM NGUYEN  
PRIMARY EXAMINER

K.N.

September 2, 2003